

Application No.: 10/751,218  
Amendments dated July 28, 2005  
Response

## REMARKS

By the paper mailed March 30, 2005 drawings were objected to as failing to comply with 37 CFR 1.84(p)(5). First, regarding the Examiner's objection that the drawings "do not include ... structural member #40a, as mentioned on page 8, line 15," the Specification has been amended to correct the textual error mentioning element number 40a rather than 42a shown in figure 1 of the drawings, see above Amendments to the Specification regarding page 8 amendment.

Secondly, the Examiner points out that "first and second ends #80a-b, as mentioned on page 11, line 5 ..." are not included on the drawings. Elements 80 and 80b **omitted from** figure 2 of the "Annotated Marked-Up Drawings" sheet are **added to** figure 2 of the "Replacement Sheet" appended.

The figure 2 drawing given in the "Annotated Marked-Up Drawings" sheet appended is also objected to for failing to comply with 37 CFR 1.84(p)(4) for having "86" "used to designate two different parts in Figure 2". Applicant's attorney wishes to take this opportunity to thank the Examiner for his pointing out this oversight, and figure 2 of the "Replacement Sheet" has been amended to distinguish element 86a from element 86; see above Amendments to the Drawings.

## **REMARKS continued**

Thus, the above Amendments to the Specification and Amendments to the Drawings correct the text and drawing as the Examiner requires.

The Examiner objects to the informality of the ‘phrase “Pivot pin 66”’ on page 10 of the Specification; and the disclosure has been corrected to read “Locking pin 72” as the Examiner notes. See above Amendments to the Specification for page 10; thus, the text is corrected in keeping with the Examiner’s objection. We have taken the liberty to correct other typographical errors and obscurities found during our review.

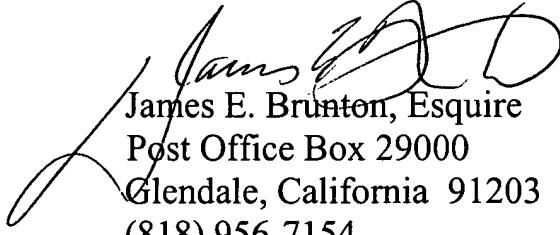
Claims 1 and 2 are rejected under 35 U.S.C. 102(b) as being anticipated by Larson *et al.* (US 5,979,350). Claims 3 – 6 were objected to as being dependent upon a rejected base claim; however, the Examiner indicates that these claims would be allowable if rewritten to include the limitations of the base claim and any intervening claims.

Claim 1 has been amended to include the limitations of objected to claim 3 and as amended is believed clearly allowable. Claim 2 depends on amended claim 1 and partakes of its allowability. Claim 3 has been cancelled, and claim 4 has been amended to depend on amended claim 1. Claims 5 and 6 depend on claim 4 and partake of its allowability.

## REMARKS continued

The Application as amended is now believed to be in condition for allowance and such favorable action is respectfully requested.

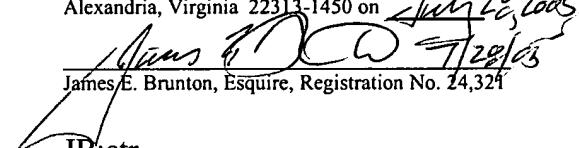
Respectfully submitted,



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I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in the envelope addressed to Commissioner for Patents, Post Office Box 1450,

Alexandria, Virginia 22313-1450 on July 28, 2005



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JB:ctr  
Enclosures

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## **Amendments to the Drawings**

The appended sheet of drawings displaying 2 figures, i.e., figures 2 and 4, labeled “Replacement Sheet” follows and supplants or replaces the appended sheet of drawings labeled “Annotated Marked-up Drawings,” the second of seventeen sheets of drawings submitted with “Wake Tower and Method of Making Same,” Serial Number 10/751,218, Docket No. 002-54A that displays figures 2 and 4.

First, figure 1 of the first sheet of drawings correctly shows element 42a, and it should be mentioned that Amendments to the Specification for page 8 above corrects the text of the Specification to correspond to the drawing rather than the erroneous element 40a listed; see Amendment to the Specification treating the paragraph on page 8 mentioning 40a.

Figure 2 of the appended “Annotated Marked-up Drawings” sheet is replaced by figure 2 of the “Replacement Sheet” of drawings. Elements 80a and 80b, omitted from figure 2 of the “Annotated Marked-up Drawings,” are added in figure 2 of the second “Replacement Sheet” of drawings including figure 2. And element 86a omitted from the 2<sup>nd</sup> “Annotated Marked-up Drawings” sheet is added to the “Replacement Sheet” of drawings distinguishing it from element 86 of figure 2.

### **Amendments to the Drawings continued**

The remainder of the 42 figures treated in the seventeen (17) sheets of drawings submitted with "Wake Tower and Method of Making Same," Serial Number 10/751,218, Docket No. 002-54A are unchanged.



## ANNOTATED MARKED-UP DRAWINGS

002-54 R. METCALF 2-17  
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ATTY:

